

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BRAUNGER, et al.

Serial No.: Not Yet Assigned

Filing Date: July 13, 2005

Internatl. Appl. No.: PCT/EP04/00196

Internatl. Filing Date: 14 January 2004 (14.01.2004)

Title: PDE4 INHIBITORS FOR THE TREATMENT OF NEOPLASMS OF LYMPHOID CELLS

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

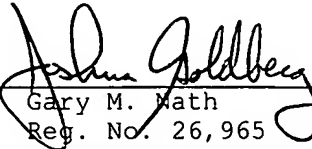
- (1) Application Data Sheet;
- (2) Transmittal Letter to U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371;
- (3) International Publication Number: WO 2004/062671 A2, International Publication Date: 29 July 2004 (29.07.2004), which consists of 78 pages:
 - 1 Page for the Cover Sheet, which contains the Abstract,
 - 21 Pages of Textual Specification with embedded formulas,
 - 56 Pages of 85 Claims with embedded formulas,
 - 0 Sheets of Drawings;
- (4) Preliminary Amendment with Appendixes A and B to be Examined;
- (5) International Preliminary Examination Report (PCT/IPEA/409);
- (6) PCT Request with Executed Inventor's Declaration (PCT/RO/101);
- (7) Notification of the Recording of a Change (PCT/IB/306);
- (8) International Publication Number: WO 2004/062671 A3, International Publication Date: 29 July 2004 (29.07.2004), which consists of International Search Report (PCT/ISA/210);
- (9) Notice Informing the Applicant of the Communication of the International Application to the Designated Offices (PCT/IB/308);
- (10) Information Concerning Elected Offices Notified of their Election (PCT/IB/332);
- (11) Notification Concerning Submission or Transmittal of Priority Document (PCT/IB/304);
- (12) Check Number: 23332 in the amount of \$ 2,150.00 for Basic Filing Fee, which includes the Search and Examination Fees (\$900.00), for 9 claims over 20 (\$450.00) and for 4 independent claims over 3 (\$800.00) as a Large Entity;
- (13) Postcard for Early Notification of the Serial Number Request.

Respectfully submitted,
NATH & ASSOCIATES PLLC

Date Filed: July 13, 2005

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By:


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JC10 Rec'd PCT/PTO 13 JUL 2005

MAIL STOP PCT

ATTORNEY'S DOCKET NUMBER: 26797U

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: 13 July 2005 (13.07.2005)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLN. NUMBER: (if known): Not Yet Assigned 10/542088
INTERNATIONAL APPLICATION NUMBER: PCT/EP04/00196	INTERNATIONAL FILING DATE: 14 January 2004 (14.01.2004)	PRIORITY DATE CLAIMED: 14 January 2003 (14.01.2003) EP
TITLE OF INVENTION: PDE4 INHIBITORS FOR THE TREATMENT OF NEOPLASMS OF LYMPHOID CELLS		
APPLICANT(S) FOR DO/EO/US: Jürgen BRAUNGER, Christian SCHUDT		

Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)):
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not transmitted by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825
18. ☐ A second copy of the published international application under 35 USC 154(d)(4)
19. ☐ A second copy of the English language translation of the international application under 35 USC 154(d)(4)
20. ☒ Other items or information:
TRANSMITTAL LETTER; APPLICATION DATA SHEET; TRANSMITTAL LETTER TO U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING FILING UNDER 35 U.S.C. 371; INTERNATIONAL PUBLICATION NUMBER: WO 2004/062671 A2, INTERNATIONAL PUBLICATION DATE: 29 JULY 2004 (29.07.2004), WHICH CONSISTS OF 78 PAGES: 1 PAGE FOR THE COVER SHEET, WHICH CONTAINS THE ABSTRACT, 21 PAGES OF TEXTUAL SPECIFICATION WITH EMBEDDED FORMULAS, 56 PAGES OF 85 CLAIMS WITH EMBEDDED FORMULAS, 0 SHEETS OF DRAWINGS; **PRELIMINARY AMENDMENT WITH APPENDIXES A AND B TO BE EXAMINED**; INTERNATIONAL PRELIMINARY EXAMINATION REPORT (PCT/IPEA/409); **PCT REQUEST WITH EXECUTED INVENTOR'S DECLARATION (PCT/RO/101)**; NOTIFICATION OF THE RECORDING OF A CHANGE (PCT/IB/306); INTERNATIONAL PUBLICATION NUMBER: WO 2004/062671 A3, INTERNATIONAL PUBLICATION DATE: 29 JULY 2004 (29.07.2004), WHICH CONSISTS OF INTERNATIONAL SEARCH REPORT (PCT/ISA/210); NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION TO THE DESIGNATED OFFICES (PCT/IB/308); INFORMATION CONCERNING ELECTED OFFICES NOTIFIED OF THEIR ELECTION (PCT/IB/332); NOTIFICATION CONCERNING SUBMISSION OR TRANSMITTAL OF PRIORITY DOCUMENT (PCT/IB/304); POSTCARD FOR EARLY NOTIFICATION OF THE SERIAL NUMBER REQUEST.

ATTORNEY'S DOCKET NUMBER: 26797U

U.S. APPLICATION NUMBER: (If known) 207542088 Not Yet Assigned	INTERNATIONAL APPLICATION NUMBER: PCT/EP04/00196	DATE: 13 July 2005 (13.07.2005)
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The following fees are submitted: 21. Basic National Fee \$ 300.00 22. Examination Fee If International Preliminary Examination Report prepared by USPTO and all claims satisfy Provisions of PCT Article 33(1)-(4) \$ 100.00 All other situations \$ 200.00 23. Search Fee (37 CFR 1.445(a)(2) has been paid on the International Application to the USPTO as an International Searching Authority ... \$ 100.00 International Search Report prepared and provided to the Office \$ 400.00 All other situations \$ 500.00 — Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$ 250.00 for each additional 50 sheets of paper or fraction thereof. <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>	CALCULATIONS \$ 300.00 \$ 200.00 \$ 400.00 \$ 900.00	PTO USE ONLY
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Surcharge of \$130.00 for furnishing the oath or declaration later than _____ 20 _____ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$ 0.00	
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CLAIMS	NUMBER: FILED	NUMBER: EXTRA	RATE		
TOTAL	29-20=	9	X \$ 50.00	\$ 450.00	
INDEPENDENT	7-3=	4	X \$ 200.00	\$ 800.00	
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 2,150.00	
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00	
SUBTOTAL =				\$ 2,150.00	
Processing fee of \$130.00 for furnishing the English translation later than _____ 20 _____ 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 2,150.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 0.00	
TOTAL FEES ENCLOSED =				\$ 2,150.00	
				Amount to be: refunded	\$
				charged	\$

ATTORNEY'S DOCKET NUMBER: 26797U

10/542088
 APPLICATION
 NUMBER: If Known,
 Not Yet Assigned

INTERNATIONAL APPLICATION NUMBER:
 PCT/EP04/00196

DATE: 13 July 2005
 (13.07.2005)

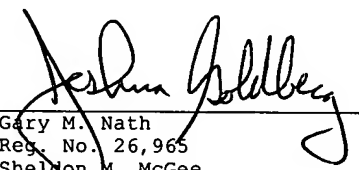
- a. ☒ One check in the amount of \$ 2,150.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account Number: 14-0112 in the amount of \$
 to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c. ☒ The Commissioner is hereby authorized to charge any additional fees, which may be
 required, or credit any overpayment to Deposit Account Number: 14-0112.
- d. ☐ Fees are to be charged to a credit card ☐ WARNING: Information on this form may
 become public ☐ Credit Card Information should not be included on this form.
☐ Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a
 petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the
 application be restored to pending status.

Send All Correspondence To:

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